

434  
09/869668  
JC18 Rec'd PCT/PTO 29 JUN 2001  
PATENT  
Atty. Docket No.: Le A 33 162  
HSA  
PS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Fitzgerald, *et al.*

SERIAL NO.: Nationalization of PCT/EP99/10110

FILING DATE: herewith

TITLE: Use of Substituted 4-Biarylbutyric and 5-Biarylpentanoic Acid Derivatives as Matrix Metalloprotease Inhibitors for the Treatment of Respiratory Diseases

---

**PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This Preliminary Amendment is submitted in the above-captioned application national stage filing of PCT/EP99/10110. Please amend the application as follows:

**In the Claims**

Please cancel claims 12 and 15.

Please amend claims 1-6, 9-11, 14, 16 and 17, as shown in the attached sheets. A marked version of the claim set showing the changes made is also attached.

**Remarks**

By way of this Preliminary Amendment, claims 1-11, 13, 14, 16 and 17 are pending. Claims 12 and 15 have been canceled, and claims 1-6, 9-11, 14, 16 and 17 have been amended. These claim cancellations and amendments are being made solely for purposes of placing the claims in a format appropriate for U.S. prosecution. No new matter was added by way of these amendments.